

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office JUL 05 1995  
 Returned to applicant for correction JUL 13 1995  
 Corrected application filed \_\_\_\_\_ Map filed JUL 20 1995

The applicant The Marjorie D. Baker Revocable Trust, Olen E. Baker, Trustee  
2261 N. Rock Blvd. of Sparks  
Street and No. or P.O. Box No. City or Town  
Nevada 89431 hereby make application for permission to change the  
State and Zip Code No.  
a place of use of a portion  
Point of diversion, manner of use, and/or place of use  
 of water heretofore appropriated under Truckee-Carson Irrigation District No. 96-3  
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and  
United States of America v. Orr Water Ditch Co. in Equity No. A.3 Claim No. 3;  
identify right in Decree.  
United States of America v. Alpine Land & Reservoir Co. D.C. No D-183 BRT

1. The source of water is Truckee River & Carson River  
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 15.30 ac.ft.  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for as decreed  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for as decreed  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point Lahontan Dam being within the SW $\frac{1}{4}$ -SE $\frac{1}{4}$ ,  
Describe as being within a 40-acre subdivision of public survey and by course and  
Section 33, Township 19 North, Range 26 East, M.D.B. & M.  
distance to a section corner. If on unsurveyed land, it should be stated.
6. The existing permitted point of diversion is located within no change  
If point of diversion is not changed, do not answer.
7. Proposed place of use NW $\frac{1}{4}$ -NW $\frac{1}{4}$  (4.37 Ac.) Sec. 9, T. 18N, R. 28E M.D.B. & M.  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
8. Existing place of use NW $\frac{1}{4}$ -NW $\frac{1}{4}$  (4.37 Ac.) Sec. 9, T. 18N, R. 28E M.D.B. & M.  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from as decreed to \_\_\_\_\_ of each year.  
Month and Day Month and Day
10. Use was permitted from as decreed to \_\_\_\_\_ of each year.  
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and  
 specifications of your diversion or storage works.) dam, canal & ditches  
State manner in which water is to be diverted, i.e. diversion structure,  
 ditches, pipes and flumes, or drilled well, etc.
12. Estimated cost of works complete
13. Estimated time required to construct works complete

14. Estimated time required to complete the application of water to beneficial use 3 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

Water will be delivered to the proposed place of use via the "A" Line Canal.

By s/Barry A. Fitzpatrick

Barry A. Fitzpatrick S.W.R.S. #817  
137 Keddle Street, Fallon, Nevada 89406

Compared bk/tdf

cl/bk

Protested \_\_\_\_\_

APPROVAL

OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use of the waters of the Truckee and Carson Rivers as set forth under the Newlands Reclamation Project rights in the Truckee and Carson River final decrees is issued subject to the terms and conditions imposed in said decrees and with the understanding that no other rights on the source will be affected by the change proposed herein.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 15.30 acre-feet ~~cubic feet per second~~ as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before November 29, 1996

Proof of completion of work shall be filed before December 29, 1996

Application of water to beneficial use shall be made on or before November 29, 1999

Proof of the application of water to beneficial use shall be filed on or before December 29, 1999

Map in support of proof of beneficial use shall be filed on or before December 29, 1999

Completion of work filed JAN 26 1996

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed \_\_\_\_\_

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.  
State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 29th day of November,

A.D. 19 95

R. Michael Turnipseed, P.E.  
State Engineer

**CANCELLED APR 12 2001**

BECAUSE OF FAILURE  
OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

James L. Lucci, P.E.  
STATE ENGINEER

Canc. Resc. 7-6-01